UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

ANDRE R. THOMPSON, Plaintiff, v. ATI ENTERPRISES, INC., Defendant.	:	Civil Action No. 3:12-cv-01508-G **JURY TRIAL DEMANDED**

DUANE MORRIS, LLP'S. R. BRANDON BUNDREN, JULIE VOGELZANG, LOOPER REED MCGRAW, PC AND ANDREW K. YORK'S JOINT UNOPPOSED AMENDED MOTION TO WITHDRAW AS COUNSEL OF RECORD FOR DEFENDANT ATI ENTERPRISES, INC.

Duane Morris LLP, R. Brandon Bundren, Julie Vogelzang, Looper Reed & McGraw, PC, and Andrew K. York file this their Joint Unopposed Amended Motion to Withdraw as Counsel of Record for Defendant ATI Enterprises, Inc. ("ATI"), and in support of same show unto this Court as follows:

FACTUAL BACKGROUND

1. On July 19, 2012, Duane Morris LLP, Julie Vogelzang and R. Brandon Bundren filed an appearance for ATI. [Dkt. 10].

2. On July 20, 2012, Looper Reed & McGraw PC and Andrew K. York filed an appearance for ATI as local counsel. [Dkt. 12].

3. Trial is set on this Court's four-week docket beginning September 3, 2013.

4. As a result of the non-compliance with the engagement agreement between ATI and Duane Morris LLP, and ATI and Looper Reed & McGraw PC, Duane Morris LLP, R.

Brandon Bundren, Julie Vogelzang, Looper Reed & McGraw, PC, and Andrew K. York move to withdraw from representing ATI in this matter.

5. Duane Morris LLP, R. Brandon Bundren, Julie Vogelzang, Looper Reed & McGraw, PC, and Andrew K. York have advised ATI (1) of its right to object to withdrawal and (2) that it may not represent itself *pro se*.

6. ATI confirms it does not object to the withdrawal via its written consent included with this motion.

7. Duane Morris LLP, R. Brandon Bundren, Julie Vogelzang, Looper Reed & McGraw, PC, and Andrew K. York respectfully request that this Court give ATI thirty days to obtain new counsel.

ARGUMENT & AUTHORITIES

8. Pursuant to Local Rules 7.1 and 83.12(a) there is good cause for this Court to grant this motion because of ATI's non-compliance with its engagement agreement.

9. Plaintiff and ATI consent to this motion.

10. Withdrawal will not delay this proceeding because the case is not set for trial until the four-week docket beginning on September 3, 2013.

11. ATI's current address is 6351 Boulevard 26, Suite 100, North Richland Hills, Texas 76180 (Tel: 888-209-8264).

12. Attached as **Exhibit A** is the Scheduling Order entered by this Court listing all pending settings and deadlines in this case.

PRAYER

For all of the foregoing, Duane Morris LLP, R. Brandon Bundren, Julie Vogelzang, Looper Reed & McGraw, PC, and Andrew K. York respectfully request this Court grant their Joint Unopposed Amended Motion to Withdraw as counsel of record for ATI and give ATI thirty days to obtain new counsel.

Dated: February 19, 2013

s/ R. Brandon Bundren
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s/ Andrew K. York with permission R. Brandon Bundren
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ATTORNEYS FOR DEFENDANT ATI ENTERPRISES, INC.

CERTIFICATE OF CLIENT CONSENT

ATI Enterprises, Inc. provides written consent below to Duane Morris LLP's and Looper Reed McGraw PC's withdrawal in this matter.

By: MF Gries

Name: MF Gries

Title: Interim CEO

CERTIFICATE OF CONFERENCE

I certify to the Court that I conferred with Alicia Butler, counsel for Plaintiff, on February 13, 2013, via e-mail. Ms. Butler confirmed that Plaintiff is unopposed to the relief requested in this motion.

s/ R. Brandon Bundren
R. Brandon Bundren

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CERTIFICATE OF SERVICE

I certify that on February 19, 2013 I electronically filed **DUANE MORRIS, LLP, R. BRANDON BUNDREN, JULIE VOGELZANG, LOOPER REED MCGRAW, PC AND ANDREW K. YORK'S JOINT UNOPPOSED AMENDED MOTION TO WITHDRAW AS COUNSEL OF RECORD FOR DEFENDANT ATI ENTERPRISES, INC.** with the clerk of court for the U. S. District Court, Northern District of Texas, Dallas Division using the electronic case filing system of the court. I certify that I have served all counsel of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2):

s/ R. Brandon Bundren
R. Brandon Bundren